	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 12/15/2008
			PRG	DOC ID	AMEND#	
			C9 - 96905101 - 4			MAILING DATE 12/15/2008
			TYPE OF ACTION No Cost Amendment			
RECIPIENT TYPE: Indian Tribe		Send Payment Request to: Las Vegas Finance Center, FAX: 702-798-2423				
RECIPIENT: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410 EIN: 88-0120754		PAYEE: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410				
PROJECT MANAGER Marie Barry 919 Highway 395 South Gardnerville, NV 89410 E-Mail: mbarry@washoetribe.us. Phone: 775-265-8682		EPA PROJECT OFFICER Stephanie Wilson 75 Hawthorne Street, WTR-10 San Francisco, CA 94105 E-Mail: Wilson.Stephanie@epamail.epa.gov Phone: 775-885-6190			EPA GRANT SPECIALIST GwenL Brown Grants Management Office, MTS-7 E-Mail: Brown.GwenL@epamail.epa.gov Phone: 415-972-3661	
PROJECT TITLE AND EXPLANATION OF CHANGES Nonpoint Source Management Program - Expand Tribal Program & Erosion Control Project This amendment extends the budget and project period ending dates to December 31, 2009. This project will reduce water pollution through streambank erosion control, streambank stabilization, and increase public knowledge of water pollution on Washoe Tribe of Nevada and California reservation.						
BUDGET PERIOD 09/01/2004 - 12/31/2009		PROJECT PERIOD 09/01/2004 - 12/31/2009		TOTAL BUDGET PERIOD COST \$552,553.00		TOTAL PROJECT PERIOD COST \$552,553.00
NOTICE OF AWARD Based on your application dated 07/26/2004, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$0. EPA agrees to cost-share 90.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$497,298. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS U.S. EPA, Region 9 Grants Management Office, MTS-7 75 Hawthorne Street San Francisco, CA 94105				ORGANIZATION / ADDRESS U.S. EPA, Region 9 Water Division, WTR-1 75 Hawthorne Street San Francisco, CA 94105		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Carolyn Truong, Grants Management Officer				DATE 12/15/2008
AFFIRMATION OF AWARD BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE Waldo Walker, Tribal Chairman				DATE



EPA Funding Information

C9 - 96905101 - 4 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 497,298	\$ 0	\$ 497,298
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 55,255	\$	\$ 55,255
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 552,553	\$ 0	\$ 552,553

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.460 - Nonpoint Source Implementation	Clean Water Act: Sec. 319(h)	40 CFR PTS 31 & 35 SUBPT B

[illegible]



Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$202,709
2. Fringe Benefits	\$42,353
3. Travel	\$5,101
4. Equipment	\$26,575
5. Supplies	\$7,485
6. Contractual	\$148,465
7. Construction	\$0
8. Other	\$89,059
9. Total Direct Charges	\$521,747
10. Indirect Costs: % Base	\$30,806
11. Total (Share: Recipient <u>10.00</u> % Federal <u>90.00</u> %.)	\$552,553
12. Total Approved Assistance Amount	\$497,298
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$0
15. Total EPA Amount Awarded To Date	\$497,298

Detailed Table B Budget Page: 1

Table B - Program Element Classification (Non-construction)	Total Approved Allowable Budget Period Cost
1. This approval reduces the Tribe's non-federal match from 40% to 10% for this assistance agreement.	\$
2.	\$
3.	\$
4.	\$
5.	\$
6.	\$
7.	\$
8.	\$
9.	\$
10.	\$
11. Total (Share: Recip % Fed %)	\$
12. Total Approved Assistance Amount	\$



Administrative Conditions

The following Administrative Conditions have been revised:

1. An interim Financial Status Report (FSR), Standard Form 269A (Rev. 7/97), covering the period from "project/budget period start date" to September 30 of each calendar year shall be submitted to the Grants Management Office, MTS-7, no later than December 31 of the same calendar year. The final FSR covering the entire project period shall be submitted to the U.S. EPA Las Vegas Finance Center, PO Box 98515, Las Vegas, NV 89193-8515, within 90 days after the end of the project period according to the recipient's respective Code of Federal Regulations Part 30.52(a)(1)(iv) and 30.71(a), or Part 31.23(b) and 31.41(b) (as applicable). The LVFC will make adjustments, as necessary, to obligated funds after reviewing and accepting a final Financial Status Report. Recipients will be notified and instructed by EPA if they must complete any additional forms for the closeout of the assistance agreement.

2. In accordance with OMB Circular A-133, which implements the Single Audit Act, the recipient hereby agrees to obtain a single audit from an independent auditor if it expends \$500,000 or more in total Federal funds in any fiscal year. Within nine months after the end of a recipient's fiscal year or 30 days after receiving the report from the auditor, the recipient shall submit a copy of the SF-SAC and a Single Audit Report Package. For fiscal periods 2002 to 2007 recipients are to submit hardcopy to the following address:

Federal Audit Clearinghouse
1201 East 10th Street
Jeffersonville, IN 47132

For fiscal periods 2008 and beyond the recipient MUST submit a copy of the SF-SAC and a Single Audit Report Package, using the Federal Audit Clearinghouse's Internet Data Entry System. Complete information on how to accomplish the 2008 and beyond Single Audit Submissions you will need to visit the Federal Audit Clearinghouse Web site:
<http://harvester.census.gov/fac/>.

5. When procuring services, equipment, and/or supplies under this assistance agreement, the recipient will follow the same policies and procedures it uses for procurements from its non-Federal funds. The recipient will follow their own procurement policies and procedures provided that the policies and procedures conform with EPA regulations 40 CFR Part 31.36 or 30.44 (as applicable) which state that all procurement transactions will be conducted in a manner providing full and open competition.

6. The recipient's last approved indirect cost rate has expired. The recipient will not charge or claim for reimbursement any indirect costs unless a current indirect cost rate proposal covering the time period of the costs being claimed for reimbursement is approved by the Department of Interior (DOI), National Business Center.

7. The recipient shall ensure that no grant funds awarded under this assistance agreement are used to engage in lobbying of the Federal Government or in litigation against the United States unless authorized under existing law. The recipient shall abide by its respective 2 CFR 220, 225, or 230 (formerly OMB Circular A-21, A-87, or A-122), which prohibits the use of federal grant funds for litigation against the United States or for lobbying or other political activities.



8. In accordance with the policies set forth in EPA Order 1000.25 and Executive Order 13423 (Strengthening Federal Environmental, Energy and Transportation Management dated January 24, 2007), the recipient shall use recycled paper and double sided printing for all reports which are prepared as a part of this agreement and delivered to EPA. This requirement does not apply to reports prepared on forms supplied by EPA, or to Standard Forms, which are printed on recycled paper and are available through the General Services Administration.

9. The recipient agrees to ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the protection and control guidelines of the Hotel and Motel Fire Safety Act (PL 101-391, as amended). Recipients may search the Hotel-Motel National Master List at <http://www.usfa.dhs.gov/applications/hotel/> to see if a property is in compliance (FEMA ID is currently not required), or to find other information about the Act.

10. Payment to consultants. Per 40 CFR Part 31.36(j), EPA's participation in the salary rate (excluding overhead and travel) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors shall be limited to the maximum daily rate for a Level IV of the Executive Schedule, to be adjusted annually. This limit applies to consultation services of designated individuals with specialized skills and if the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. As of January 1, 2008, the rate is \$571.12 per day and \$71.39 per hour. This rate does not include overhead or travel costs and the recipient may pay these in accordance with its normal travel practices.

Subagreements with firms or individuals for services which are awarded using the procurement requirements in 40 CFR Parts 30 or 31, as applicable, are not affected by this limitation unless the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. See 40 CFR Part 31.36(j)(2) or Part 30.27(b).

11. The recipient shall fully comply with Subpart C of 2 CFR Part 180 and 2 CFR Part 1532, entitled "Responsibilities of Participants Regarding Transactions (Doing Business with Other Persons)." The recipient is responsible for ensuring that any lower tier covered transaction as described in Subpart B of 2 CFR Part 180 and 2 CFR Part 1532, entitled "Covered Transactions," includes a term or condition requiring compliance with Subpart C. The recipient is responsible for further requiring the inclusion of a similar term or condition in any subsequent lower tier covered transactions. The recipient acknowledges that failing to disclose the information as required at 2 CFR 180.335 may result in the delay or negation of this assistance agreement, or pursuance of legal remedies, including suspension and debarment.


Recipient may access the Excluded Parties List System at www.epls.gov. This term and condition supersedes EPA Form 5700-49, "Certification Regarding Debarment, Suspension, and Other Responsibility Matters."

All other administrative conditions from previous assistance agreements remain the same.

Programmatic Conditions

All programmatic conditions remain the same.

END OF DOCUMENT

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 02/25/2008 MAILING DATE 02/25/2008 ACH#	
			PRG	DOC ID	AMEND#		
			C9 -	96905101	- 3		
			TYPE OF ACTION No Cost Amendment				
RECIPIENT TYPE: Indian Tribe			Send Payment Request to: Las Vegas Finance Center, FAX: 702-798-2423				
RECIPIENT: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410 EIN: 88-0120754			PAYEE: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410				
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST			
Marie Barry 919 Highway 395 South Gardnerville, NV 89410 E-Mail: Phone: 775-265-8682		Stephanie Wilson 75 Hawthorne Street, WTR-10 San Francisco, CA 94105 E-Mail: Wilson.Stephania@epamail.epa.gov Phone: 775-885-6190		Darlene Fernandez Grants Management Office, MTS-7 E-Mail: Fernandez.Darlene@epamail.epa.gov Phone: 415-972-3664			
PROJECT TITLE AND EXPLANATION OF CHANGES Nonpoint Source Management Program - Expand Tribal Program & Erosion Control Project This project will reduce water pollution through streambank erosion control, streambank stabilization, and increase public knowledge of water pollution on the Washoe Tribe of Nevada and California reservation. This amendment extends the project and budget period end dates from 3/31/08 to 12/31/08. There is no change in the EPA assistance amount.							
BUDGET PERIOD 09/01/2004 - 12/31/2008		PROJECT PERIOD 09/01/2004 - 12/31/2008		TOTAL BUDGET PERIOD COST \$552,553.00		TOTAL PROJECT PERIOD COST \$552,553.00	
NOTICE OF AWARD Based on your application dated 07/26/2004, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$. EPA agrees to cost-share 90.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$497,298. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.							
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE			
ORGANIZATION / ADDRESS				ORGANIZATION / ADDRESS			
U.S. EPA, Region 9 Grants Management Office, MTS-7 75 Hawthorne Street San Francisco, CA 94105				U.S. EPA, Region 9 Water Division, WTR-1 75 Hawthorne Street San Francisco, CA 94105			
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY							
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Carolyn Truong, Grants Management Officer			DATE 02/25/2008		
AFFIRMATION OF AWARD							
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION							
SIGNATURE		TYPED NAME AND TITLE A. Brian Wallace, Tribal Chairman			DATE		

C9 - 96905101 - 3 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 497,298	\$	\$ 497,298
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 55,255	\$	\$ 55,255
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 552,553	\$ 0	\$ 552,553

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.460 - Nonpoint Source Implementation	Clean Water Act: Sec. 319(h)	40 CFR PTS 31 & 35 SUBPT B

[illegible]



Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$202,709
2. Fringe Benefits	\$42,353
3. Travel	\$5,101
4. Equipment	\$26,575
5. Supplies	\$7,485
6. Contractual	\$148,465
7. Construction	\$0
8. Other	\$89,059
9. Total Direct Charges	\$521,747
10. Indirect Costs: % Base	\$30,806
11. Total (Share: Recipient <u>10.00</u> % Federal <u>90.00</u> %.)	\$552,553
12. Total Approved Assistance Amount	\$497,298
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$0
15. Total EPA Amount Awarded To Date	\$497,298

Detailed Table B Budget Page: 1

Table B - Program Element Classification (Non-construction)	Total Approved Allowable Budget Period Cost
1. This approval reduces the Tribe's non-federal match from 40% to 10% for this assistance agreement.	\$
2.	\$
3.	\$
4.	\$
5.	\$
6.	\$
7.	\$
8.	\$
9.	\$
10.	\$
11. Total (Share: Recip % Fed %)	\$
12. Total Approved Assistance Amount	\$



Administrative Conditions

All Administrative Conditions Remain the Same. In addition, conditions #16 and #17 have been added.

16. The recipient organization of this EPA assistance agreement must make an ongoing, good faith effort to maintain a drug-free workplace pursuant to the specific requirements set forth in Title 40 CFR 36.200 - 36.230. Additionally, in accordance with these regulations, the recipient organization must identify all known workplaces under its federal awards, and keep this information on file during the performance of the award.

Those recipients who are individuals must comply with the drug-free provisions set forth in Title 40 CFR 36.300.

The consequences for violating this condition are detailed under Title 40 CFR 36.510. Recipients can access the Code of Federal Regulations (CFR) Title 40 Part 36 at http://www.access.gpo.gov/nara/cfr/waisidx_06/40cfr36_06.html.

17. The recipient will provide timely reporting of cash disbursements and balances through annual submission (January - December) of a Federal Cash Transactions Report (SF272 and SF272A). The appropriate reports must be submitted to the Las Vegas Finance Center within 15 working days following the end of each calendar year. The recipient may access these forms and the instructions for submission at <http://www.epa.gov/ocfo/finservices/payinfo.htm>.

Programmatic Conditions

All Programmatic Conditions Remain the Same.

--END OF DOCUMENT--



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX

75 Hawthorne Street
San Francisco, CA 94105

OCT 27 2006

COPY

Certified Mail -Return Receipt

A. Brian Wallace, Tribal Chairman
Washoe Tribe of NV and CA
919 Highway 395 South
Gardnerville, NV 89410

Re: Grant ID #: C9-96905101-2

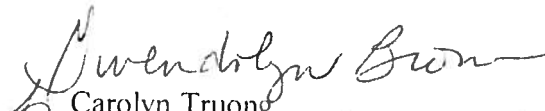
Nonpoint Source Management Program – Expand Tribal Program & Erosion Control Project

Dear Chairman Wallace:

The United States Environmental Protection Agency (EPA) is pleased to offer an Amendment to the program described in the enclosed agreement. **If you wish to accept this offer, please sign and date both enclosed agreements and return one signed original to the Grants Management Office, MTS-7, within the next 3 weeks.** The agreement which is marked *Recipient's Copy* should be retained for your records.


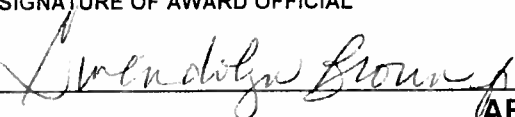
Please read the enclosed Agreement and any conditions prior to your acceptance. If you or your staff have any questions of a programmatic nature, please contact your EPA Project Officer. Questions relating to administrative or fiscal matters should be directed to your EPA Grant Specialist.

Sincerely,


Carolyn Truong
Grants Management Officer

Enclosures

cc: Marie Barry, Washoe Tribe (w/attach)
Pauline Howe, Washoe Tribe (w/attach)

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD OCT 27 2006 MAILING DATE OCT 27 2006 ACH#
			PRG	DOC ID	AMEND#	
			C9 -	96905101	- 2	
			TYPE OF ACTION No Cost Amendment			
RECIPIENT TYPE: Indian Tribe			PAYMENT METHOD: Advance			
RECIPIENT:			Send Payment Request to: Las Vegas Finance Center, Peyton Keese. PH. 702-798-2453. FAX: 702-798-2423			
Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410 EIN: 88-0120754			PAYEE: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville NV 89410			
PROJECT MANAGER		EPA PROJECT OFFICER		EPA GRANT SPECIALIST		
Marie Barry 919 Highway 395 South Gardnerville, NV 89410 E-Mail: Phone: 775-265-8682		Stephanie Wilson 75 Hawthorne Street, WTR-10 San Francisco, CA 94105 E-Mail: Wilson.Stephanie@epamail.epa.gov Phone: 775-885-6190		GwenL Brown Grants Management Office, MTS-7 E-Mail: Brown.GwenL@epamail.epa.gov Phone: 415-972-3661		
PROJECT TITLE AND EXPLANATION OF CHANGES Nonpoint Source Management Program - Expand Tribal Program & Erosion Control Project This amendment extends the budget and project period ending dates from 3/31/07 to 3/31/08. All administrative and programmatic conditions remain the same. There is no change to the EPA funding amount of \$497,298. This project will reduce water pollution through streambank erosion control, streambank stabilization, and increase public knowledge of water pollution on Washoe Tribe of Nevada and California reservation.						
BUDGET PERIOD 09/01/2004 - 03/31/2008		PROJECT PERIOD 09/01/2004 - 03/31/2008		TOTAL BUDGET PERIOD COST \$552,553.00		TOTAL PROJECT PERIOD COST \$552,553.00
NOTICE OF AWARD Based on your application dated 07/26/2004, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$0. EPA agrees to cost-share 90.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$497,298. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS				ORGANIZATION / ADDRESS		
U.S. EPA, Region 9 Grants Management Office, MTS-7 75 Hawthorne Street San Francisco, CA 94105				U.S. EPA, Region 9 Tribal Office, Water Division 75 Hawthorne Street San Francisco, CA 94105		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE			DATE	
		Carolyn Truong, Grants Management Officer			OCT 27 2006	
AFFIRMATION OF AWARD						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE			DATE	
		A. Brian Wallace, Tribal Chairman				



COPY

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105

Tiffany Eastman

WTR-10

Certified Mail -Return Receipt

AUG 01 2005

A. Brian Wallace
Tribal Chairman
Washoe Tribe of Nevada and California
919 Highway 395 South
Gardnerville, NV 89410

Re: Grant ID #: C9-96905101-1

Nonpoint Source Management Program - Expand Tribal Program & Erosion Control Project

Dear Chairman Wallace:

The United States Environmental Protection Agency (EPA) is pleased to offer an Amendment to the program described in the enclosed agreement. **If you wish to accept this offer, please sign and date both enclosed agreements and return one signed original to the Grants Management Office, PMD-7, within three weeks.** The agreement which is marked *Recipient's Copy* should be retained for your records.


Please read the enclosed Agreement and any conditions prior to your acceptance. If you or your staff have any questions of a programmatic nature, please contact your EPA Project Officer. Questions relating to administrative or fiscal matters should be directed to your EPA Grant Specialist.

Sincerely,

Alexis Strauss
Director
Water Division

Enclosures

cc: Marie Barry, WT(w/attach)
Pauline Howe, WT (w/attach)

	U.S. ENVIRONMENTAL PROTECTION AGENCY Grant Agreement		ASSISTANCE ID NO.			DATE OF AWARD JUL 25 2005
			PRG	DOC ID	AMEND#	
			C9 - 96905101 - 1			MAILING DATE AUG 01 2005
			TYPE OF ACTION Augmentation: Increase			
RECIPIENT TYPE: Indian Tribe		PAYMENT METHOD: Advance			ACH#	
RECIPIENT:		Send Payment Request to: Las Vegas Finance Center, Peyton Keese, PH: 702-798-2453, FAX: 702-798-2423				
Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410 EIN: 88-0120754		PAYEE: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410				
PROJECT MANAGER		EPA PROJECT OFFICER			EPA GRANT SPECIALIST	
Marie Barry 919 Highway 395 South Gardnerville, NV 89410 E-Mail: Phone: 775-265-8682		Tiffany Eastman 75 Hawthorne Street, WTR-10 San Francisco, CA 94105 E-Mail: Eastman.Tiffany@epamail.epa.gov Phone: 415-972-3404			GwenL Brown Grants Management Office, PMD-7 E-Mail: Brown.GwenL@epamail.epa.gov Phone: 415-972-3661	
PROJECT TITLE AND EXPLANATION OF CHANGES Nonpoint Source Management Program - Expand Tribal Program & Erosion Control Project						
This amendment increases the EPA assistance amount by \$180,000. The revised EPA assistance amount is \$497,298. This project will reduce water pollution through streambank erosion control, streambank stabilization, and increase public knowledge of water pollution on Washoe Tribe of Nevada and California reservation.						
BUDGET PERIOD 09/01/2004 - 03/31/2007		PROJECT PERIOD 09/01/2004 - 03/31/2007		TOTAL BUDGET PERIOD COST \$552,553.00		TOTAL PROJECT PERIOD COST \$552,553.00
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.						
OFFER AND ACCEPTANCE						
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>Washoe Tribe of NV & CA</u> for <u>90.00</u> % of all approved costs incurred up to and not exceeding <u>\$497,298</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>07/26/2004</u> included herein by reference.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS				ORGANIZATION / ADDRESS		
U.S. EPA, Region 9 Grants Management Office, PMD-7 75 Hawthorne Street San Francisco, CA 94105				U.S. EPA, Region 9 Tribal Office, Water Division 75 Hawthorne Street San Francisco, CA 94105		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL <i>Alexis Strauss</i>		TYPED NAME AND TITLE Alexis Strauss, Director - Water Division			DATE JUL 25 2005	
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE A. Brian Wallace, Tribal Chairman			DATE	

C9 - 96905101 - 1 Page 2

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 317,298	\$ 180,000	\$ 497,298
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 35,255	\$ 20,000	\$ 55,255
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 352,553	\$ 200,000	\$ 552,553

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.460 - Nonpoint Source Implementation	Clean Water Act: Sec. 319(h)	40 CFR PTS 31 & 35 SUBPT B

Fiscal									
Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
-	W0E043	05	E1C	09LA0D5	202B01E	41.83			11,002
-	W0E043	05	E1	09LA0D5	202B01E	41.83			168,998
									180,000

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$202,709
2. Fringe Benefits	\$42,353
3. Travel	\$5,101
4. Equipment	\$26,575
5. Supplies	\$7,485
6. Contractual	\$148,465
7. Construction	\$0
8. Other	\$89,059
9. Total Direct Charges	\$521,747
10. Indirect Costs: % Base <u>See award condition.</u>	\$30,806
11. Total (Share: Recipient <u>10.00</u> % Federal <u>90.00</u> %.)	\$552,553
12. Total Approved Assistance Amount	\$497,298
13. Program Income	\$0

Detailed Table B Budget Page: 1

Table B - Program Element Classification (Non-construction)	Total Approved Allowable Budget Period Cost
1. This approval reduces the Tribe's non-federal match from 40% to 10% for this assistance agreement.	\$
2.	\$
3.	\$
4.	\$
5.	\$
6.	\$
7.	\$
8.	\$
9.	\$
10.	\$
11. Total (Share: Recip % Fed %)	\$
12. Total Approved Assistance Amount	\$

Administrative Conditions

Administrative conditions 2-5, 7-9 and 11 of initial assistance agreement awarded on September 9, 2004 remains the same. Administrative conditions 1, 6 and 10 have been revised. Programmatic conditions 12-13 and 15 remain the same. Programmatic condition 14 has been revised. See below.

1. An interim Financial Status Report (FSR), Standard Form 269A (Rev. 7/97), covering the period from "project/budget period start date" to June 30 of each calendar year shall be submitted to the Grants Management Office, PMD-7, no later than September 30 of the same calendar year. The final FSR covering the entire project period shall be submitted to the U.S. EPA Las Vegas Finance Center PO Box 98515 Las Vegas, NV 89193-8515 within 90 days after the end of the project period according to the recipients respective Code of Federal Regulations Part 31.23(b)).

6. The recipient will not charge or claim for reimbursement any indirect costs unless a current indirect cost rate proposal covering the time period of the costs being claimed for reimbursement is approved by the Department of Interior (DOI).

10. "Payment to consultants. Per 40 CFR Part 31.36(j), EPA's participation in the salary rate (excluding overhead and travel) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors shall be limited to the maximum daily rate for a Level IV of the Executive Schedule, to be adjusted annually. This limit applies to consultation services of designated individuals with specialized skills and if the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. As of January 1, 2005, the rate is \$537.76 per day and \$67.22 per hour. This rate does not include overhead or travel costs and the recipient may pay these in accordance with its normal travel practices.

Subagreements with firms or individuals for services which are awarded using the procurement requirements in 40 CFR Parts 30 or 31, as applicable, are not affected by this limitation unless the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. See 40 CFR Part 31.36(j)(2) or Part 30.27(b)."

Programmatic Conditions

14. **RECIPIENT PERFORMANCE REPORTING:** The grantee shall submit to the EPA Project Officer quarterly reports to self-evaluate and to joint-evaluate annual performance under the grant, including:

- Status of each workplan, goal, task, deliverable;
- Status of expenditures for reporting period;
- Summary of accomplishments including the reporting of environmental results and discussion of problems impacting or expected to impact performance;
- Tasks not on schedule and proposed dates of completion.

Each report is due thirty (30) days after the end of each Federal fiscal quarter (ie., 30th day of January, April, July, and October).

END OF DOCUMENT

COPY



Tiffany F. [redacted] WTR-10

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street
San Francisco, CA 94105

SEP 16 2004

Certified Mail -Return Receipt

A. Brian Wallace
Tribal Chairman
Washoe Tribe of NV & CA
919 Highway 395 South
Gardnerville, NV 89410

Re: Grant ID #C9-96905101-0
NPS Management Program - Expand Tribal Program & Erosion Control Project

Dear Chairman Wallace:

The United States Environmental Protection Agency (EPA) is pleased to approve the program described in the enclosed agreement. **If you wish to accept this offer, please sign and date both enclosed agreements and return one signed original to the Grants Management Office, PMD-7, within three weeks.** The agreement which is marked *Recipient's Copy* should be retained for your records.

Please read the enclosed Agreement and the conditions prior to your acceptance. If you or your staff have any questions of a programmatic nature, please contact your EPA Project Officer. Questions relating to administrative or fiscal matters should be directed to your EPA Grant Specialist.

Sincerely,

A handwritten signature in cursive script, appearing to read "Alexis Strauss".

Alexis Strauss
Director
Water Division

Enclosures

cc: Marie Barry, WT (w/attach)
Pauline Howe, WT (w/attach)



U.S. ENVIRONMENTAL PROTECTION AGENCY

Grant Agreement

ASSISTANCE ID NO.

PRG	DOC ID	AMEND#
C9 -	96905101	- 0

DATE OF AWARD
SEP 09 2004

TYPE OF ACTION
Continuation

MAILING DATE
SEP 16 2004

PAYMENT METHOD:
Advance

ACH#

RECIPIENT TYPE:

Indian Tribe

Send Payment Request to:

Grants Management Office, PMD-7

RECIPIENT:

Washoe Tribe of NV & CA
919 Highway 395 South
Gardnerville, NV 89410
EIN: 88-0120754

PAYEE:

Washoe Tribe of NV & CA
919 Highway 395 South
Gardnerville, NV 89410

PROJECT MANAGER

Marie Barry
919 Highway 395 South
Gardnerville, NV 89410
E-Mail:
Phone: 775-265-8682

EPA PROJECT OFFICER

Tiffany Eastman
75 Hawthorne Street, WTR-10
San Francisco, CA 94105
E-Mail: Eastman.Tiffany@epamail.epa.gov
Phone: 415-972-3404

EPA GRANT SPECIALIST

GwenL Brown
Grants Management Office, PMD-7
E-Mail: Brown.GwenL@epamail.epa.gov
Phone: 415-972-3661

PROJECT TITLE AND DESCRIPTION

NONPOINT SOURCE MANAGEMENT PROGRAM - EXPAND TRIBAL PROGRAM & EROSION CONTROL PROJECT

This agreement provides full EPA funding in the amount of \$317,298 in assistance to Washoe Tribe of NV&CA to implement a nonpoint source pollution control program to control nonpoint sources of water pollution. Workplan tasks include:

- (1) Program Fiscal Administration
 - (2) Summarize Progress; Program Annual Evaluation
 - (3) Program Capacity Building and Coordination
 - (4) Wellhead Protection
 - (5) Triennial Updating of NPS Assessment Report and Management Program
 - (6) Clear Creek Restoration at Stewart Community
 - (7) Waterfall Fire Rehabilitation Implementation Projects
- The specific details are in the approved workplan.

Preaward costs are approved back to 7/1/04. In accordance with 40 CFR 35.635, EPA approves Washoe Tribe of NV&CA's request for a financial hardship waiver. This approval reduces the Tribe's non-federal match from 40% to 10% for this CWA 319 agreement.

BUDGET PERIOD	PROJECT PERIOD	TOTAL BUDGET PERIOD COST	TOTAL PROJECT PERIOD COST
07/01/2004 - 10/31/2005	07/01/2004 - 10/31/2005	\$352,553.00	\$352,553.00

NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE

The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the Washoe Tribe of NV & CA for 90.00 % of all approved costs incurred up to and not exceeding \$317,298 for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed 07/26/2004 included herein by reference.

ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)

ORGANIZATION / ADDRESS

U.S. EPA, Region 9
Grants Management Office, PMD-7
75 Hawthorne Street
San Francisco, CA 94105

AWARD APPROVAL OFFICE

ORGANIZATION / ADDRESS

U.S. EPA, Region 9
Water Division
75 Hawthorne Street
San Francisco, CA 94105

THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY

SIGNATURE OF AWARD OFFICIAL

TYPED NAME AND TITLE

Alexis Strauss, Director - Water Division

DATE

SEP 09 2004

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION

SIGNATURE

TYPED NAME AND TITLE

A. Brian Wallace, Tribal Chairman

DATE

C9 - 96905101 - 0 Page 2

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.460 - Nonpoint Source Implementation	Clean Water Act: Sec. 319(h)	40 CFR PTS 31 & 35 SUBPT B

Fiscal									
Site Name	DCN	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
-	W0E117	04	E1C	09LA0D5	202B01E	4183	-	-	132,218
-	W0E117	04	E1	09LA0D5	202B01E	4183	-	-	185,080
									317,298

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$121,426
2. Fringe Benefits	\$22,668
3. Travel	\$2,288
4. Equipment	\$22,825
5. Supplies	\$4,705
6. Contractual	\$92,452
7. Construction	\$0
8. Other	\$65,860
9. Total Direct Charges	\$332,224
10. Indirect Costs: <u>9.94%</u> Base <u>SEE BELOW</u>	\$20,329
11. Total (Share: Recipient <u>10.00</u> % Federal <u>90.00</u> %.)	\$352,553
12. Total Approved Assistance Amount	\$317,298
13. Program Income	\$0

Detailed Table B Budget Page: 1

Table B - Program Element Classification (Non-construction)	Total Approved Allowable Budget Period Cost
1.	\$
TABLE A, LINE 10, INDIRECT COSTS based on total direct less capital expenditures and passthrough. Refer to condition regarding indirect costs.	
2.	\$
3.	\$
4.	\$
5.	\$
6.	\$
7.	\$
8.	\$
9.	\$
10.	\$
11. Total (Share: Recip % Fed %)	\$
12. Total Approved Assistance Amount	\$

Administrative Conditions

TERMS AND CONDITIONS NUMBERED 1 THROUGH 15 APPLY.

1. The final Financial Status Report (FSR), Standard Form 269A (Rev. 7/97), for this award shall be submitted to the Grants Management Office, PMD-7, within 90 days after the end of the budget period (40 CFR Part 31.23(b)).
2. The recipient shall comply with the Single Audit Act and the reporting requirements set forth in OMB Circular A-133.
3. The recipient agrees to complete and submit to the Grants Management Office, PMD-7, a MBE/WBE Utilization Report (EPA Form 5700-52A), within 30 days after the end of the Federal fiscal year, i.e., by October 30 of each calendar year. Negative reports are required.
4. The recipient must ensure to the fullest extent possible that at least 8% (6%=MBE/2%=WBE) of Federal funds for prime contracts or subcontracts for supplies, construction, equipment or services are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women, and historically black colleges and universities.

The recipient agrees to include in its bid documents an 8% (6%=MBE/2%=WBE) "Fair Share" percentage and require all of its prime contractors to include in their bid documents for subcontracts an 8% (6%=MBE/2%=WBE) "Fair Share" percentage.

To evaluate compliance with the "Fair Share" policy, the recipient also agrees to comply with the six affirmative steps stated in 40 CFR Section 30.44(b), Section 31.36(e), or Section 35.6580(a), as appropriate.

5. If a recipient procures equipment, services, supplies, or contracts under an assistance agreement, the recipient agrees and is required to utilize the following six affirmative steps:
 - a. Include qualified Small Business Enterprises (SBEs), Minority Business Enterprises (MBEs), and Women Business Enterprises (WBEs) on solicitation lists;
 - b. Assure that SBEs, MBEs, and WBEs are solicited whenever they are potential sources;
 - c. Divide total requirements, when economically feasible, into small tasks or quantities to permit maximum participation of SBEs, MBEs, and WBEs;
 - d. Establish delivery schedules, where the requirements of the work permit, which will encourage participation by SBEs, MBEs, and WBEs;
 - e. Use the services and assistance of the Small Business Administration and the Minority Business Development Agency, U.S. Department of Commerce, as appropriate; and

f. If the prime contractor awards contracts/procurements, require the contractor to take the affirmative steps in subparagraphs a. through e. of this condition.

6. The recipient will not charge or claim for reimbursement any indirect costs unless a current indirect cost proposal is submitted and received by the Department of Interior (DOI) within six months after the close of the recipient's fiscal year. After DOI has received the indirect cost proposal, indirect costs authorized in this award may be reimbursed in accordance with the lower of either the last approved Negotiated Indirect Cost Rate Agreement (ICA) or the proposed rate until DOI approves the new indirect cost rate.

7. Pursuant to EPA's annual Appropriations Act, the chief executive officer of this recipient agency shall require that no grant funds have been used to engage in lobbying of the Federal Government or in litigation against the United States unless authorized under existing law. As mandated by this Act, the recipient agrees to provide certification to the award official via EPA Form 5700-53, *Lobbying and Litigation Certificate*, or in a written statement. The Lobbying and Litigation certification and final Financial Status Report shall be submitted within 90 days after the end of project period.

Recipient shall abide by its respective OMB Circular A-87 which prohibits the use of federal grant funds for litigation against the United States.

8. Pursuant to EPA Order 1000.25 and Executive Order 13101, the recipient agrees to use recycled paper for all reports which are prepared as a part of this agreement and delivered to EPA. This requirement does not apply to Standard Forms. These forms are printed on recycled paper as available through the General Services Administration.

9. Effective October 1, 1994, the recipient agrees to ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the Hotel and Motel Fire Safety Act of 1990.

10. Payment to consultants. Per 40 CFR **Part 31.36(j)**, EPA will limit its participation in the salary rate (excluding overhead) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors to the maximum daily rate for a GS-18, which is equivalent to level 4 of the Executive Schedule, to be adjusted annually. As of January 1, 2004 the daily salary rate is \$524.72.

11. The recipient shall fully comply with Subpart C of 40 CFR Part 32, entitled "Responsibilities of Participants Regarding Transactions." The recipient is responsible for ensuring that any lower tier covered transaction, as described in Subpart B of 40 CFR Part 32, entitled "Covered Transactions," includes a term or condition requiring compliance with Subpart C. The recipient is responsible for further requiring the inclusion of a similar term or condition in any subsequent lower tier covered transactions. The recipient acknowledges that failing to disclose the information required under 40 CFR 32.335 may result in the delay or negation of this assistance agreement, or pursuance of legal remedies, including suspension and debarment.

The recipient may access the Excluded Parties List System at <http://epls.arnet.gov>. This term and condition supersedes EPA Form 5700-49, "Certification Regarding Debarment, Suspension, and Other Responsibility Matters."

Programmatic Conditions

12. This grant work program is subject to the statutory "satisfactory progress" provision prescribed in Section 319(h)(8) and the EPA policy on Performance Based Assistance (May 31, 1985).

13. Modifications to the approved workplan, including deletions or changes in the schedule or budget shall be submitted to the EPA Project Officer for approval prior to the actual modifications.

14. The grantee shall submit to the EPA Project Officer quarterly reports to self-evaluate and to joint-evaluate annual performance under the grant, including:

- Status of each workplan goal, task, deliverable;
- Status of expenditures for reporting period;
- Summary of accomplishments including the reporting of environmental results and discussion of problems impacting or expected to impact performance;
- Tasks not on schedule and proposed dates of completion.

Each report is due thirty (30) days after the end of each Federal fiscal quarter (i.e., 30th of January, April, July and October).

15. This grant includes the performance of environmental measurements. A Quality Assurance Plan was approved by the Washoe Tribe of Nevada and California and EPA on November 13, 2000. However, there are new measurements activities which are planned which are not covered by the existing document, therefore either a new QA Plan must be prepared or else the existing QA Plan must be amended or modified to reflect these new measurements. The recipient should consult with the Region 9 Quality Assurance Office to determine what type of QA documentation would be most appropriate and what QA guidance should be followed. The QA Plan must be approved by the EPA Project Officer, the Region 9 Quality Assurance Manager, and the recipient's Quality Assurance Officer before measurement activities are undertaken. Emergency measurements may be taken without a QA Plan being prepared if the Region 9 Quality Assurance Manager agrees that the nature of the data collection activity required due to the emergency warrants an exemption. Contact the QA Office at 415-972-3798.

END OF DOCUMENT

